

**CERTIFICATION OF ADMINISTRATIVE RULES
OF THE DEPARTMENT OF REVENUE
FILED WITH THE SECRETARY OF STATE
BRIAN KEMP**

(Pursuant to O.C.G.A. §§ 50-13-3, 50-13-4 and 50-13-6.)

I do hereby certify that the attached Rules are correct copies as promulgated and adopted on the 30th day of June, 2011.


Filing Date: June 30, 2011.

The Georgia Department of Revenue has adopted the following Rules:

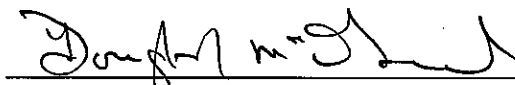
- 560-11-11-.10, entitled "Penalty for Breach"
- 560-11-11-.13, entitled "Valuation of Additional Qualified Property which is Contiguous to the Property in the Original Covenant."

The aforementioned Rules are being adopted under the authority of O.C.G.A. §§ 48-5-7.7, 48-5-269, and 48-5-271.

Sworn to and subscribed before me this 30th day of June, 2011.


(Notary Public Seal)

Notary Public, Rockdale County, Georgia
My Commission Expires Nov. 19, 2012


Douglas J. MacGinnitie
Commissioner
Georgia Department of Revenue

RULES
OF
DEPARTMENT OF REVENUE
LOCAL GOVERNMENT SERVICES DIVISION

CHAPTER 560-11-11
FOREST LAND PROTECTION

560-11-11-.10 Penalty for Breach.

(1) If a breach should occur during the QFLP Covenant period then a penalty shall be imposed by the Local Board of Tax Assessors.

(a) The method for calculating the amount of the penalty owed is set forth in O.C.G.A. § 48-5-7.7(m).

(b) Penalties and interest imposed pursuant to O.C.G.A. § 48-5-7.7, shall constitute a lien against that portion of the property which is subject of the original covenant, and shall be collected in the same manner as unpaid ad valorem taxes.

(2) If all or part of the tract subject of the original QFLP Covenant is transferred during a the covenant period to another qualified owner, and following such transfer the acquiring owner and/or transferring owner cause a breach of the covenant, then:

(a) Any county affected by the breach must seek recovery of penalties and interest from the breaching party by any judicial means including but not limited to; foreclosure of the breaching party's property.

(3) Activities listed in O.C.G.A. § 48-5-7.7(q) shall not constitute a breach of the QFLP Covenant.

(4) If a contiguous tract is subject to a QFLP Covenant in multiple counties then a breach occurring in any of the counties

where the contiguous tract is located shall constitute a breach of the entire contiguous tract. The owner of the contiguous tract shall be assessed all penalties and interest resulting from the breach of the QFLP Covenant.

(5) If a breach occurs solely as the result of a Permissible Breach then no penalty shall be assessed but the QFLP Covenant will be terminated.

Authority: O.C.G.A. § 48-5-7.7.

RULES
OF
DEPARTMENT OF REVENUE
LOCAL GOVERNMENT SERVICES DIVISION

CHAPTER 560-11-11
FOREST LAND PROTECTION

560-11-11-.13 Valuation of Additional Qualified Property which is Contiguous to the Property in the Original Covenant.

(1) If a qualified owner has entered into an original forest land conservation use covenant and subsequently acquires additional qualified property contiguous to the property in the original covenant, the qualified owner may elect to enter the subsequently acquired qualified property into the original covenant for the remainder of the fifteen (15) year period of the original covenant; provided, however, that such subsequently acquired qualified property shall be less than two hundred (200) acres.

(2) If the qualified owner makes such an election, then additional qualified property shall be valued in accordance with O.C.G.A. § 48-5-269.

(a) When calculating the additional qualified property's initial value, this initial value shall not be subject to the three percent (3%) limitation provided for in O.C.G.A. 48-5-271(b).

Authority: O.C.G.A. §§ 48-5-7.7, 48-5-269, 48-5-271.